

**Minutes**  
Town of Oshkosh

**Town Board Meeting – April 13, 2009 - 7:00 p.m. – Town Hall**

PRESENT: Chairman Gerald Frey, Supervisor Carol Kaufmann, Supervisor Jim Erdman, Treasurer Maribeth Gabert, Clerk Jeannette Merten and audience of 5.

Chairman Frey called meeting to order at 7:00 p.m.

**MOTION BY ERDMAN, KAUFMANN SECONDED, TO APPROVE MINUTES DATED MARCH 23, 2009 WITH A CHANGE. CHANGE WAS REMOVE CAROL KAUFMANN AS PRESENT. ALL ELSE REMAINS THE SAME AS PRESENTED. ROLL CALL. KAUFMANN, YES; ERDMAN, YES; FREY, YES. MOTION CARRIED.**

**Public Participation:**

Steve Hill, First Responder Coordinator, reported that he had applied for a grant through Gold Cross's Heart Start program and have learned that our department will receive one complete AED unit donated. He has the other AED units on order. He has learned that two of our Lifepack 500 are reprogrammable and will have those updated also.

A discussion regarding proper addressing was brought up. A suggestion was made to possibly purchase GPS units instead of posting an address sign at every residency. At a previous meeting, it was mentioned that another town spent \$40-45/per household to have an address sign posted and, with approximately 1200 households, it could cost the town roughly \$48,000. A GPS system may cost roughly \$200-\$300 per unit purchasing about 15 units would be about \$3000-\$4500. Board asked Steve Hill to shop and present a couple of estimates.

**Planning and Zoning:**

**Building Inspector report.**

Dave Frank, Town Building Inspector, had to leave before it was time to report but mentioned before he left that there were no problems to report.

**Variance Request of Clarence Smith.**

The Town of Oshkosh Planning and Zoning Commission will meet April 20, 2009, 6:00 p.m., on site at Clarence Smith property on the Clarence Smith variance request.

**Conditional Use Permit of Alan Fisher.**

The Town of Oshkosh Planning and Zoning Commission will meet April 20, 2009 on the Alan Fisher conditional use permit request.

**Unfinished Business:**

**Revise Firework Permit days of business for Fireworks City.**

Matthew Fahr and Andy Nelson were in attendance and reported that they are in the process of pursuing all the proper permits to open the store in May at the 5158 Jackson Street location. They would like to have their fireworks permit revised with extended dates from May 1<sup>st</sup> to August 30<sup>th</sup>.

They also inquired to see if it was possible to receive an exclusive restriction attached to the permit (for example a one-mile radius). Board asked to have that request added to the next meeting agenda.

**MOTION MADE BY FREY, ERDMAN SECONDED, TO REVISE FIREWORKS CITY'S 2009 FIREWORK PERMIT FROM MAY 1, 2009 THROUGH AUGUST 30, 2009. ROLL CALL. ERDMAN, YES; KAUFMANN, YES; FREY, YES. MOTION CARRIED.**

**Bristol Square; Development Agreement request for changes.**

Discussion was postponed to the next meeting agenda.

**Gold Cross Ambulance housing fee; letter from Mark Fredrickson.**

Discussion was postponed to the next meeting agenda.

**New Business:**

**Tom Buchholz; DOT noise variance request regarding US41 road construction.**

Tom Buchholz with the DOT explained that during the US41 construction, it is likely during operations that construction will run through the night. The evening operations are to cut down on traffic backups and expedite the process. While the construction is taking place, there may be noise created by the US41 construction that may affect some town residents. Their office is willing to send out information about the project to our town residents. We just need to provide him with a data list of addresses. They have done this in the past. Buchholz is looking for a motion by the town board that they have been informed and understand that there may be project noise due to the operations on US41 day and night.

What he is requesting doesn't cover any work from a borrow pit and hauling routes, which is subject to town approval. That is a separate issue.

The project is going out for bids May 27<sup>th</sup> and in June the Lake Butte des Morts job will go out for bids.

Board asked if Buchholz would send written language on how the noise variance request should read. Topic for approval will continue at the next town board meeting.

**Request to purchase strip of land along US41 (approx.8 acres) for \$1700.**

**ERDMAN MADE MOTION, KAUFMANN SECONDED; TO SELL THE STRIP OF LAND (.8 ACRES ALONG HWY 41) NEEDED FOR US41 HIGHWAY PROJECT TO THE DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$1700. ROLL CALL. FREY, YES; KAUFMANN, YES; ERDMAN, YES. MOTION CARRIED.**

The procedure to sell town land was questioned. Supervisor Erdman offered to call the Wisconsin Towns Association to inquire what steps are required and report back with findings at the Annual Meeting tomorrow.

**Resolution Opposing Proposed Changes to Wisconsin Prevailing Wage Law.**

**MOTION MADE KAUFMANN, SECONDED BY ERDMAN, TO APPROVE THE RESOLUTION OPPOSING PROPOSED CHANGES TO WISCONSIN PREVAILING WAGE LAW. ROLL CALL. KAUFMANN, YES; FREY, YES; ERDMAN, YES. MOTION CARRIED.**

Board would like a copy sent to local legislators and Governor.

**Sign Oath of Office forms; new term for town board.**

Board signed the oath of office forms accepting their positions.

**Forthcoming Events of public interest:**

Erdman reported on meetings he attended since our last regular town board meeting and discuss his list of upcoming meetings.

Board asked to send letter to Keith Decker inviting him to next meeting.

Carol reported on some recent emergency management updates.

**Correspondence:**

1. Commissioner of Railroads; Sherman Rd Crossing investigation.
2. Bankruptcy Court notice re: Charter Communications.
3. Winnebago County Unit Mtg, April 23<sup>rd</sup>, Tn/Poygan.
4. UTC Mtg minutes and agenda.
5. Radtke Construction; would like to set-up a meeting.
6. Plan Commission Network Mtg; May 27<sup>th</sup>, Tn/Winneconne.
7. Charter Communication; financial restructuring process.

8. DOT; reminder on Pavement Rating Reporting.

Correspondence provide to board at meeting:

1. DNR; Manage Forest Law apportionment.
2. State of WI Gov. Accountability Board; GAB-190 payment.

**MOTION TO PAY BILLS AS PRESENTED BY KAUFMANN, ERDMAN  
SECONDED. MOTION CARRIED.**

**MOTION MADE BY KAUFMANN, SECONDED BY ERDMAN, TO  
ADJOURN. MOTION CARRIED.**

Meeting adjourned at 8:48 p.m.

X

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Jeannette Merten  
Town of Oshkosh Clerk